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**SECURITIES AND EXCHANGE COMMISSION**  
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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

**SECURITIES AND EXCHANGE COMMISSION,**

**Plaintiff,**

**v.**

**CLAUDE LEFEBVRE, DENNIS S. HERULA,**  
**RMO ASSETS MANAGEMENT SA, and,**  
**WATCH HILL CAPITAL MANAGEMENT LLC,**

**Defendants,**

**and,**

**MARY LEE CAPALBO aka**  
**MARY LEE CAPALBO HERULA,**

**Relief Defendant.**

**Case No. C-02-3704-JSW**

**DATE: October 14, 2005**  
**(or other time**  
**convenient for the**  
**Court)**

**TIME: 1:30 p.m.**

**COURTROOM 2**  
**17<sup>th</sup> Floor**

**PLAINTIFF SECURITIES AND EXCHANGE COMMISSION'S ASSENTED TO**  
**MOTION TO CONTINUE FURTHER CASE MANAGEMENT CONFERENCE**

Plaintiff Securities and Exchange Commission (the "Commission") hereby moves to continue the Further Case Management Conference scheduled in this matter for July 29, 2005 at 1:30 p.m., until October 14, 2005, or some other time convenient for the Court. The grounds for this motion are: (1) In light of Defendant Dennis S. Herula's ("Herula") conviction in the related criminal action, the parties both are seeking to resolve this matter and expect to resolve it; (2) Counsel for the Commission has provided Counsel for the Defendants with proposed consents

1 and final judgments, but Counsel for the Defendants is experiencing delays due to Herula's  
2 incarceration and, as a result, difficulty in communicating with him; and (3) The parties believe  
3 that a continuance of approximately 90 days would enable the parties to resolve these issues.

4 Counsel for Herula, Defendant Watch Hill Capital Management LLC and Relief  
5 Defendant Mary Lee Capalbo assents to this motion.<sup>1</sup>

6 Accordingly, the Commission requests that the Case Management Conference scheduled  
7 for July 29, 2005 be continued to October 14, 2005, or another time convenient for the Court.

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27 <sup>1</sup> Defendants Claude Lefebvre and RMO Assets Management SA are not parties to this  
28 stipulation, as the Court has entered final judgments against those defendants on April 12, 2004.

1 Dated : July 25, 2005

Respectfully submitted,

3 /s/ Bradford E. Ali

4 Luke T. Cadigan (Mass Bar. No. 561117)  
Senior Trial Counsel

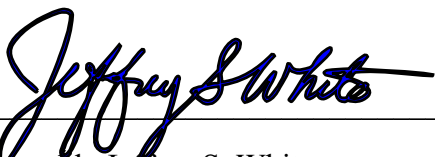
5 Martin F. Healey (Mass. Bar. No. 227550)  
6 Assistant District Administrator

7 Bradford E. Ali (Mass. Bar No. 649541)  
8 Senior Counsel

9 Attorneys for Plaintiff  
10 **SECURITIES AND EXCHANGE**  
11 **COMMISSION**  
12 73 Tremont Street, Suite 600  
Boston, MA 02108

13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

14  
15  
16  
17  
18 Dated: July 25, 2005

19   
20 Honorable Jeffrey S. White  
United States District Judge